

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *[Signature]* D.C.  
05 DEC -5 AM 7:15

UNITED STATES OF AMERICA,

)

Plaintiff,

)

vs.

)

DeMARCUS ROGERS,

)

Defendant.

)

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

CR. NO. 04-20409-Ma

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ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY

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This cause came on for a Report Date on October 28, 2005. Defense Counsel requested a continuance of the present trial date in order to allow for additional preparation in the case and to allow for the disposition of the pending Motion to Suppress.

The Court granted the request and continued the trial date to the rotation docket beginning Tuesday, January 3, 2006 at 9:30 a.m., with a report date of Friday, December 23, 2005 at 2:00 p.m.

The period from October 28, 2005 through January 13, 2006 is excludable under 18 U.S.C. §§ 3161(h)(8)(B)(iv) and 3161(h)(1)(F) because the interests of justice in allowing additional time to prepare and the need to dispose of the pending motion outweigh the need for a speedy trial.

IT IS SO ORDERED this 2d day of December, 2005.

*SAMUEL H. MAYS, JR.*

UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance  
with Rule 55 and/or 32(b) FRCP on 12-9-05



# Notice of Distribution

This notice confirms a copy of the document docketed as number 85 in case 2:04-CR-20409 was distributed by fax, mail, or direct printing on December 9, 2005 to the parties listed.

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Honorable Samuel Mays  
US DISTRICT COURT